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BOARD OF PHARMACY

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STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
STATE BOARD OF PHARMACY

IN THE MATTER OF THE SUSPENSION	:	Administrative Action
OR REVOCATION OF THE LICENSE OF	:	
	:	
JENNIFER KIM, R.P.	:	FINAL ORDER
	:	OF DISCIPLINE
	:	
TO PRACTICE PHARMACY IN THE	:	
STATE OF NEW JERSEY	:	
	:	

This matter was opened to the New Jersey State Board of Pharmacy upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made;

FINDINGS OF FACT

1. Respondent is a pharmacist in the State of New Jersey and has been a licensee at all times relevant hereto.

2. On October 23, 2003 respondent pled guilty to one count of third degree Health Care Claims Fraud in Superior Court of New Jersey, Bergen County. Specifically, Jennifer Kim did submit bills to and receive payments from Medicaid in excess of \$35,000 knowing she was not entitled to those payments. (A copy of the Accusation and Guilty Plea, and Judgment of Conviction are annexed hereto and made a part hereof.)

3. Respondent was sentenced to one year probation, a one thousand dollar (\$1,000.00) fine, and debarred from participation in Medicaid for five years.

CONCLUSIONS OF LAW

1. The above conviction provides grounds for the suspension or revocation of her license to practice pharmacy in New Jersey pursuant to N.J.S.A. 45:1-21(f) in that the crime to which respondent had pled is one of moral turpitude and/or relates adversely to the practice of pharmacy.

2. Based on the foregoing findings and conclusions, a Provisional Order of Discipline suspending respondent's license to practice pharmacy in the State of New Jersey was entered on November 6, 2003 and a copy was forwarded to respondent's last known address by means of both regular and certified mail. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration and reasons therefor.

Although the record reflects that the Provisional Order was served upon respondent, no response has been received to date. Accordingly the Board considered the matter, determined that further proceedings were not necessary and the Provisional Order should be made final.

ACCORDINGLY, IT IS on this 2ND day of JANUARY, 2004,

ORDERED that:

1. Respondent's license to practice pharmacy in the State of New Jersey be and hereby is revoked.

2. Prior to resuming active practice in New Jersey, respondent shall be required to appear before the Board (or a committee thereof) to demonstrate fitness to resume practice. Any practice in this State prior to formal reinstatement of license by the Board shall constitute grounds for a charge of unlicensed practice. In addition, the Board reserves the right to place restrictions on respondent's practice should her license be reinstated.

NEW JERSEY STATE BOARD OF PHARMACY

By: Edward McGinley RPh
Edward McGinley
Board President